

To: CN=MikeO Cox/OU=R10/O=USEPA/C=US@EPA[]
Cc: CN=Mike Lehner/OU=R10/O=USEPA/C=US@EPA[]
Bcc: CN=Jayne Carlin/OU=R10/O=USEPA/C=US[]
From: CN=Jayne Carlin/OU=R10/O=USEPA/C=US
Sent: Thur 2/9/2012 12:42:45 AM
Subject: ACTION: Seeking Your Availability to Discuss Outline for OSDS Rules and Prepare for High Level Managers Call in March 5

Hi Mikes,

It does make sense for Mike Cox to participate.

What is your (Mike Cox) availability to discuss the outline (still to be developed) for onsite disposal system (OSDS) rules and prepare for high level managers call on March 5? When are you NOT available? I imagine the call will last no longer than one hour and possibly as little as 30 minutes.

Feb 14 (11 AM AK, 12 PM WA/OR 3 PM DC or 12 PM AK, 1 PM WA/OR, 4 PM DC)
 Feb 23 (10 AM AK, 11 PM WA/OR, 2 PM DC or 11 AM AK, 12 PM WA/OR, 3 PM DC)
 Feb 24 (11 AM AK, 12 PM WA/OR, 3 PM DC)

Status of the Draft OSDS Rules

The Oregon State Legislature passed/approved Policy Package #120: Improve the Onsite Septic System Program which gave Oregon DEQ the authorization and FTE to develop the new rules to require inspections by trained and certified inspectors of OSDS at time of proposed transfer.

Randy Trox, DEQ Onsite Program Coordinator, has agency management approval to begin the rulemaking in January. Oregon is currently preparing an outline of the rules and planning to have public hearings on the rulemaking in mid-October. Oregon is planning to have proposed draft rules for Oregon's Environmental Quality Commission (EQC) to consider around the end of 2012 and for EQC approval by February, 2013.

Remaining Condition under OSDS

Adopt new rules requiring regular inspections for OSDS. Inspecting the systems at time of property transfer by trained/certified inspectors as laid out in Oregon's October 29, 2009 draft strategy is sufficient. Please provide NOAA/EPA with a copy of the draft rules to review to ensure the final rules will meet Coastal Nonpoint Program requirements.

Timeline:

November 30, 2010: Policy Option Package for Rules Development completed. DONE

January 2011 through June 2011: Request funding from the 2011 Oregon Legislature to support time-of-sale inspections for OSDS. DONE

June through December 2012: Provide draft(s) of rule language to NOAA and EPA for review/comment.

December 31, 2012: Rule development completed.

January 31, 2013: Submit new rules to NOAA and EPA for review/approval.

March 2013: Rule implementation and inspections begin.

Regards,

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